

CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
May 2, 2000, 9:00 A.M.

City Hall
455 North Main

ORDER OF BUSINESS

- Call to Order
- Invocation –
- Pledge of Allegiance
- Approve the minutes of the previous meeting

AWARDS AND PRESENTATIONS

- Youth Community Service Awards - Wichita's Promise
- Presentation of Firefighters from Wichita's Sister City Tlalneantla
- Distinguished Service Citations
- Proclamations

UNFINISHED BUSINESS

1. [Z-3359 – Zone Change](#) from “SF-6” Single-Family Residential to “LC” Limited Commercial, Located on the Southeast Corner of Maple and Ridge – 7125 West Maple. (District V)

On April 11, 2000, the City Council deferred action to allow the case to be heard by the District Advisory Board on May 1, 2000.

RECOMMENDED ACTION: Approve the zone change, subject to
a Protective Overlay District and Platting
under a Restrictive Covenant.

(Ordinance to be forwarded with Plat)

2. [Z-3360 – Zone Change](#) from “SF-6” Single-Family Residential to “LC” Limited Commercial, Generally Located South of Maple and East of Ridge. (District V)

On April 11, 2000, the City Council deferred action to allow the case to be heard by the District Advisory Board on May 1, 2000.

RECOMMENDED ACTION: Approve the zone change, subject to a Protective Overlay District and Platting under a Restrictive Covenant.

(Ordinance to be forwarded with Plat)

NEW BUSINESS

3. [Northwest Sewage Treatment Projects – Supplemental Agreement for the Program Management Contract.](#)

A Supplemental Agreement is proposed for final design of the facility and the associated public improvements.

RECOMMENDED ACTION: Approve the Supplemental Agreement; authorize the necessary signatures, expenditures, CIP modification, and publication of the Notice of Intent; adopt the Resolution.

4. [Naming of Downtown Park.](#)

An Advisory Committee was established to review and suggest possible names for the Park. The proposed name selected for Council consideration is Reflection Square.

RECOMMENDED ACTION: Approve naming of Douglas Street Park.

5. [Restructuring of Park and Recreation Department.](#)

Consolidation of Park and Recreation functions into one Parks and Recreation Division offers opportunity to enhance maintenance and recreation programming.

RECOMMENDED ACTION: Approve budget adjustments and authorize the positions.

6. [Library Outreach Program to Enhance Children's Collections and Services.](#)

The Library action plan funds a core collection of audio and video literature, books, reading support, and Outreach Programs.

RECOMMENDED ACTION: Approve the budget adjustments.

(11:00 A.M.)

7. [Repair or Removal of Dangerous and Unsafe Structures.](#)

The City Council adopted a Resolution providing for a public hearing at 11:00 A.M., May 2, 2000, on the following structures:

<u>Property Address</u>	<u>Council District</u>
1) 730 South Poplar	III
2) 2143 South Water	III
3) 2538 South Laura	III
4) 4430-32 East Boston	II

RECOMMENDED ACTION: Close the public hearing; accept the BCSA recommended actions; adopt the Resolutions.

CITY COUNCIL AGENDA

8. [Approval of Council Member Martz's Travel to Corpus Christi, Texas, June 8-10, 2000, to Attend NLC Human Development Steering Committee Meetings.](#)

RECOMMENDED ACTION: Approve the travel expenditures.

9. [Approval of Council Member Gale's Travel to Oklahoma City, June 1-3, 2000, to attend NLC Public Safety and Crime Prevention Steering Committee Meetings.](#)

RECOMMENDED ACTION: Approve the travel expenditures.

10. [Board/Commission Appointments.](#)

RECOMMENDED ACTION: Make the appointments.

CONSENT AGENDA

11. Report of the Board of Bids and Contracts Dated May 1, 2000.

RECOMMENDED ACTION: Receive and file the report; approve the Contracts and authorize the necessary signatures.

12. Application for Licenses for Adult Entertainment Establishments/Services.

New - Adult Entertainment

Gail R. Crump	Adult Super Store	5818 South Broadway
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Renewal- Adult Entertainment

Jennifer L. Lewis	After Dark Video	2809 North Broadway
Jennifer L. Lewis	After Dark Video	7805 West Kellogg
Jennifer L. Lewis	After Dark Video	3721 South Broadway

RECOMMENDED ACTION: Approve the licenses subject to Staff review and approval.

13. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2000</u>	<u>(Consumption on Premises)</u>
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Paul A. Eck	Family Home Association, Inc.*	3202 West 13 th Street
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(Consumption off Premises)

William Krause	Kum & Go #320	6330 East 21 st Street
William Krause	Kum & Go #327	707 North Waco
Julie Gregg	Kum & Go #323	3405 South West Street
Julie Gregg	Kum & Go #326	277 South Ridge Road

Special Event

Devin W. Hansen

May 6, 2000

Old Town Association

811 East Waterman

May 19-20, 2000

Jim McKain

Ice Sports Center of Wichita, LLC

505 West Maple

*General/Restaurant -- 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve the licenses subject to Staff review and approval.

14. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted to the Board of Bids.

15. Preliminary Estimates:

- a) 33rd Street North Bridge at West Drain - north of 29th Street North, west of Broadway. (87 N-0121-01/472-83046/448-89346/715679/636079/240087/779159) Bridge to be closed to traffic. City Council approval date: 01/11/2000. (District VI) - \$565,900.00
- b) 2000 contract maintenance mill and overlay - at various locations. (/132282/706786/621326/405241/533243) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 12/07/1999. (Districts I, II, IV & VI) - \$737,273.00
- c) Alley between Broadway and Topeka, from the north line of English to the south line of William and sanitary sewer relocation to serve English Addition - east of Broadway, south of Douglas. (472-82404/762252/620283/490328/660408) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 11/23/1993. (District VI) - \$130,640.00
- d) Lateral 432, Southwest Interceptor Sewer to serve Aberdeen Third Addition - north of 21st Street North, east of 119th Street West. (468-83004/743833/480521) Does not affect existing traffic. City Council approval date: 06/22/1999. (District V) - \$474,760.00
- e) Water distribution system to serve Angel Acres Addition - west of Meridian, north of 47th Street South. (448-89430/734947/470617) Does not affect existing traffic. City Council approval date: 11/02/1999. (District IV) - \$60,900.00
- f) Water distribution system to serve Great Plains Business Park Second Addition - south of 37th Street North, east of Oliver. (448-89450/734953/470623) Does not affect existing traffic. City Council approval date: 02/08/2000. (District I) - \$75,000.00
- g) Lateral 60, Main 4, Southwest Interceptor Sewer to serve Unplatted Tracts -north of Maple, east of Tyler. (468-83043/743820/480508) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 11/16/1999. (District V) - \$8,560.00
- h) 2000 enhanced maintenance concrete repairs Phase 5 - Pawnee, west of Meridian. (/706786_5/405241) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 12/07/1999. (Districts I, IV, VI) - \$257,967.50
- i) 2000 contract maintenance polypatch crack repair - at various locations. (/792268/706786_2/405901/405241) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 12/07/1999. (District all) - \$271,385.00
- j) Walnut, from the north line of Barbara to 458 feet north of Barbara to serve F.A. Brown's Addition - (west of Seneca, south of Pawnee. (472-83085/765575/490686) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 03/16/1999. (District IV) - \$80,640.00

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- k) Barbara, from the east line of Seneca to the west line of Osage to serve F.A. Brown's, Heersche's Replat, Taton, Gold's, Sedona, and Palin Additions - west of Seneca, south of Pawnee. (472-83086/765576 490687). City Council approval date: 03/16/1999. (District IV) - \$195,800.00
- l) Lateral 2, Main 26, War Industries Sewer to serve Regency Park Addition - west of Greenwich Road, north of K-96. (468-83062/743831/480519) Does not affect existing traffic. City Council approval date: 02/15/2000. (District II) - \$109,000.00
- m) Lateral 442, Southwest Interceptor Sewer to serve Angel Acres Addition - west of Meridian, north of 47th Street South. (468-83044/743822/480510) Does not affect existing traffic. City Council approval date: 11/02/1999. (District IV) - \$200,200.00

RECOMMENDED ACTION: Approve and file.

16. Deeds and Easements:

- a) Sewer easement dated February 23, 2000 from 3-AH, Inc. for a tract in Block 3, Aberdeen Third Addition to Wichita, Sedgwick County, Kansas (Lat. 432, SWI, OCA # 743833). No cost to City.
- b) Sewer easement dated February 23, 2000 from 3-AH, Inc. for a tract in Block 3, Aberdeen Third Addition to Wichita, Sedgwick County, Kansas (Lat. 432, SWI, OCA # 743833). No cost to City.
- c) Sewer easement dated February 23, 2000 from 3-AH, Inc. for a tract in Block 3, Aberdeen Third Addition to Wichita, Sedgwick County, Kansas (Lat. 432, SWI, OCA # 743833) No cost to City.
- d) Sewer easement dated February 23, 2000 from 3-AH, Inc. for a tract in Reserve C, Aberdeen Third Addition to Wichita, Sedgwick County, Kansas (Lat. 432, SWI, OCA # 743833). No cost to City.
- e) Quit Claim Deed dated April 10, 2000 from BERM, LLC, a Kansas Limited Liability Company for tracts of land in the NE 1/4 of Sec. 26, Twp. 27-S, R-2-W of the 6th P.M., Wichita, Sedgwick County, Kansas. - Auburn Hills Golf Course. (OCA 696047) No cost to City).
- f) Drainage easement dated April 19, 2000 from East 21st Development Venture for tracts of land in Lots 3, 4, 7, 23, 24, 30, and 31, Block 2, Regency Lakes, and Addition to Wichita, Sedgwick County, Kansas - Regency Lakes Paving Project. (OCA 765620) No cost to City.

RECOMMENDED ACTION: Accept the documents.

17. Petitions for Public Improvements:

- a) Paving, sanitary sewer, and water distribution system to serve Aberdeen Third Addition and Evergreen Second Addition, north of 21st, east of 119th Street West. (District V)
- b) Sanitary sewer to serve Angel Acres Addition, west of Meridian, north of 47th Street South. (District IV)
- c) Sanitary sewer to serve Regency Park Addition, west of Greenwich, north of K-96. (District II)

(Item 17 Continued)

- d) [Sanitary](#) sewer to serve part of Lot 20, Walnut Grove Addition, west of Arkansas Avenue, north of 33rd Street North. (District VI)

RECOMMENDED ACTION: Approve the Petitions and adopt the Resolutions.

18. Minutes of Advisory Boards/Commissions:

Board of County Commissioners and Wichita City Council, En Banc Meeting, 7-14-1999
MAPC, 2-10-2000

RECOMMENDED ACTION: Receive and file.

19. 1999 Annual Reports of Advisory Boards/Commissions:

Wichita Airport Authority
Deferred Compensation Board
Wichita-Sedgwick County Metropolitan Area Planning Department
Board of Park Commissioners

RECOMMENDED ACTION: Receive and file.

20. Consideration of Street Closures/Uses.

- a) [Westbound](#) Kellogg from 127th Street East to ¼ mile west of Webb Road. (District II)

RECOMMENDED ACTION: Approve the street closures/uses.

21. Quarterly Financial Report for the Period Ended March 31, 2000.

RECOMMENDED ACTION: Receive and file.

22. Agreements/Contracts:

- a) [Respread](#) Assessments – Ridge Port Fourth Addition, north of 29th, east of Ridge. (District V)
- b) [Installation](#) of railroad signals – Meridian, north of Orient Boulevard. (District IV)
- c) [Amendment](#) – Expo Hall rooftop unit renovation. (District I)
- d) [Supplemental](#) – legal professional services – Gilbert & Mosley Project.
- e) [Kansas](#) Foodbank Warehouse, Inc.

(Item 22 Continued)

- f) [Neighborhood](#) Planning Services.
- g) [Center City](#) Organized Revitalization Effort (C.O.R.E.).

RECOMMENDED ACTION: Approve the Agreements/Contracts and authorize the necessary signatures.

23. Design Services Agreements:

- a) [Orme](#) Street Improvements. (District II)
- b) [Aberdeen](#) Third Addition, north of 21st, east of 119th Street West. (District V)

RECOMMENDED ACTION: Approve the Agreements/Contracts and authorize the necessary signatures.

24. Change Orders:

- a) [Auburn Hills](#) Golf Course, south of Maple, east of 151st Street West. (District V)
- b) [Northeast](#) Transmission Line, Phase I. (District VI)

RECOMMENDED ACTION: Approve the Change Orders and authorize the necessary signatures.

25. [Approval](#) of Economic Development Incentives for Bombardier Continental Project. (District V)

RECOMMENDED ACTION: Approve the incentives.

26. [Purchase Option](#) - M.A.L.T. Investment Company. (District VI)

RECOMMENDED ACTION: Ratify the bond call; approve the documents; adopt the Resolution

27. [Kansas](#) Community Service Program Act Applications.

RECOMMENDED ACTION: Endorse the applications; authorize the necessary signatures.

28. [Application](#) for Section 8 Vouchers.

RECOMMENDED ACTION: Approve submission of application and acceptance of grant; and authorize the necessary signatures.

29. [Transfer](#) of Nuisance Abatement Funds – Health Department.

RECOMMENDED ACTION: Approve the budget adjustment.

30. Purchase of Glass Blowing Equipment – Park Department.

RECOMMENDED ACTION: Approve the purchase and authorize the necessary signatures.

31. [Public](#) Exigency Project – Sanitary Sewer Repairs. (District II)

RECOMMENDED ACTION: Affirm approval of the project and authorize the necessary signatures.

32. [Assignment](#) of Contract for Consultant Services for Acquisition and Relocation for US-54 (Kellogg) Reconstruction Projects. (Districts II and V)

RECOMMENDED ACTION: Authorize the necessary signatures.

33. [Sale](#) of 1028 North Piatt. (District I)

RECOMMENDED ACTION: Approve the sale and authorize the necessary signatures.

34. [Weapons](#) Destruction.

RECOMMENDED ACTION; Receive and file the list.

35. Second Reading Ordinances: (First read April 18, 2000)

a) Z-3328 -west side of West Street, north of Douglas. (District IV)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by Section 28.04.210, the Code of the City of Wichita, Kansas. Z-3328

- b) ZON2000-00003, CUP2000-00002, and DP-38 -south of Kellogg and west of the Kansas Turnpike Entrance – 8900 Block of East Orme. (District II)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by Section 28.04.210, the Code of the City of Wichita, Kansas. Z-2000-00003

- c) A 00-06 – one-fourth mile north of Central Avenue, West of K-96 Highway, to the City of Wichita, Kansas. (District II)

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto. A 00-06

RECOMMENDED ACTION: Adopt the Ordinances.

36. First Reading Ordinances:

- a) Building Condemnations.

An Ordinance making a special assessment to pay for the removal of certain structures, being dangerous and unsafe buildings which have been declared a nuisance under the provision of Sections 18.16.010 to 18.16.090 of the Code of the City of Wichita, Kansas.

- b) Sewer Service Assessments.

An Ordinance making a special assessment to pay the cost of unpaid sewer service charges and/or water service charges in the City of Wichita, Kansas. Be it ordained by the governing body of the City of Wichita, Kansas.

RECOMMENDED ACTION: Approve first reading of the Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

37. V-2074 – Public Hearing – Request to Vacate a Portion of Access Control Located North of 37th Street North, on the East side of Woodlawn. (District II)

Staff Recommendation: Approve Vacation.

MAPC Recommendation: Approve Vacation.

RECOMMENDED ACTION: Approve the Vacation Order and
authorize the necessary signatures.

38. [VAC2000-00002](#) – Request to Vacate a Utility Easement on Lots 1 and 2, Ralls Third Addition Located North of Harry and East of Terrace Drive. (District III)

Staff Recommendation: Approve Vacation.

MAPC Recommendation: Approve Vacation.

RECOMMENDED ACTION: Approve the Vacation Order and
authorize the necessary signatures.

39. [VAC2000-00003](#) – Request to Vacate a 20-Foot Utility Easement Located East of Dougherty, North of Central. (District VI)

Staff Recommendation: Approve Vacation.

MAPC Recommendation: Approve Vacation.

RECOMMENDED ACTION: Approve the Vacation Order and
authorize the necessary signatures.

- *40. [VAC2000-00004](#) – Request to Vacate Street Right-of-Way Located West of Oliver (Dellrose Avenue) on the South Side of Douglas. (District II)

Staff Recommendation: Approve Vacation.

MAPC Recommendation: Approve Vacation.

RECOMMENDED ACTION: Approve the Vacation Order and
authorize the necessary signatures.

- *41. [DED 2000-05](#) – Dedication of a Utility Easement Located on the South of Lincoln and West of Oliver. (District VI)

MAPC Recommendation: Accept the Dedication.

RECOMMENDED ACTION: Accept the Dedication.

- *42. [DED 2000-06](#) – Dedication of a Utility Easement Located South of 61st Street North, West of Seneca. (District VI)

MAPC Recommendation: Accept the Dedication.

RECOMMENDED ACTION: Accept the Dedication.

- *43. [DED 2007-07](#) – Dedication of Street Right-of-Way for Property Located South of 61st Street North, West of Seneca. (District VI)

MAPC Recommendation: Accept the Dedication.

RECOMMENDED ACTION: Accept the Dedication.

- *44. [S/D 98-17](#) – Plat of West Ridge Estates Located on the East Side of 119th Street West, South of 29th Street North. (District V)

Staff Recommendation: Approve the Plat.

MAPC Recommendation: Approve the Plat.

RECOMMENDED ACTION: Approve the documents and Plat; adopt the Resolutions; and authorize the necessary signatures.

- *45. [S/D 98-102](#) – Plat of Woodland Glen Addition Located North of 31st Street North, on the East Side of Woodland Avenue. (District VI)

Staff Recommendation: Approve the Plat.

MAPC Recommendation: Approve the Plat.

RECOMMENDED ACTION: Approve the Plat and authorize the necessary signatures.

- *46. [S/D 99-35](#) – Plat of Duncan Corner Addition Located on the Southeast Corner of 53rd Street North and Ridge Road.

Staff Recommendation: Approve the Plat.

MAPC Recommendation: Approve the Plat.

RECOMMENDED ACTION: Approve the Plat and authorize the necessary signatures.

47. [S/D 00-04](#) – Plat of Midwest Housing Addition Located on the East Side of Broadway, South of MacArthur. (District IV)

Staff Recommendation: Approve the Plat, subject to contingent right-of-way dedication.

MAPC Recommendation: Approve the Plat, subject to contingent right-of-way dedication, limited to 20 years.

(Item 47 Continued)

RECOMMENDED ACTION: Approve the documents and Plat; authorize the necessary signatures; and approve first reading of the Z-3333 Ordinance.

- *48. Z-3361 – Zone Change from “MF’18” Multi-Family Residential to “GC” General Commercial on New Parcel; and DP-59 Amendment #6 – Amendment to Create a New Parcel (Farming Square Cup), Located on the North of Shade Lane and East of Ridge Road. (District V)

Staff Recommendation: Approve, subject to conditions.

MAPC Recommendation: Approve, subject to conditions.

RECOMMENDED ACTION: Approve the zone change and CUP amendment, subject to the recommended conditions, and approve first reading of the Ordinance.

- *49. ZON 2000-00001 – Zone Change from “LC” Limited Commercial to “B” Multi-Family District, Located Approximately 100 Feet North of 12th Street and East of Hillside (1213 North Hillside). (District I)

Staff Recommendation: Approve.

MAPC Recommendation: Approve.

RECOMMENDED ACTION: Approve the zone change and first reading of the Ordinance.

50. A 99-37 – Adoption of a Resolution Establishing a Future Public Hearing on the Annexation of Eligible Properties Generally Located North and South of 21st Street North and East and West of Hoover, to the City of Wichita. (District V)

The Resolution establishes July 11, 2000, at 7:00 p.m., at the Sedgwick County Extension Office, 7001 West 21st Street, as the time and place for the public hearing.

RECOMMENDED ACTION: Adopt the Resolution.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion

51. [Bylaws – Wichita Airport Advisory Board.](#)

RECOMMENDED ACTION: Approve the Bylaws.

Adjournment
